

GOVERNMENT OF ANDHRA PRADESH  
ABSTRACT

Public Services – Police Department – Initiation of action against Sri Md. Aizaz Ali Khan PC 605 of Karimnagar District, now attained the age of superannuation with effect from 30-06-2006 an under Rule-9 of A.P. Revised pension Rules, 1980 – Imposition of penalty of withholding of Pension – Orders – Issued.

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HOME (SERVICES-II) DEPARTMENT

G.O.Rt.No.737

Dated:30 -4 - 2010

Read the following:-

1. From the S.P. Karimnagar District, C.No.27/A5/PR/OE/2004, dated:23-12-2008, received through the DGP with Rc.No.363/Appeal-1/2009, dated: 05-03-2009.
2. Govt.Memo.No.7456/Ser.II/A1/2009, dt.22-7-2009
3. From the DGP, AP. Hyd., Rc.No.363/Appeal-1/2009,dt.31-8-2009
4. From the Secretary, APPSC, Hyd., Lr.No.1356/RT-I/3/9,dt.15-4-2010

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ORDER:

In the reference 1<sup>st</sup> read above, The Superintendent of Police, Karimnagar District, in his letter C.No. 27/A5/PR/OE/2004, dated: 23-12-2008, has stated that Sri. Aizaz Ali Khan PC.605 of Karimnagar District worked in CID on deputation basis w.e.f. 10-09-1993 to 23-04-2001, was repatriated from CID to his parent unit i.e. Karimnagar District vide Order No.108/2001 (C.No.2037/E1/2001) dated: 8-02-2001 of Additional Director General of Police, CID, AP, Hyderabad. He was deemed to have been relieved from CID w.e.f. 24-04-2001 vide D.O.No.309/2001 (C.No.2037/E1/2001), dated: 24-4-2001 of DGP, CID, AP Hyderabad. But the said PC 605 did not report for duty in Karimnagar District, consequent on his repatriation from CID and he remained absent from duties unauthorisedly for more than (21) days w.e.f. 24-04-2001 and his whereabouts were not known till the date of his retirement i.e. 30-06-2006. Therefore, he was declared as deserter w.e.f. 24-4-2001 vide D.O.No 262/2002 (C.No.A8/2/202/2002), dated: 04-02-2002. Thereafter a memo of charge was framed against Sri. Md.Aizaz Ali Khan, PC 605, vide C.No.27/PR06/04 dated: 26-04-2004 and the same was sent to cause service on him through SI of Police, Karimnagar I-town PS. The SI of Police, Karimnagar I-town PS, vide their letter No.195/B1/2004 has informed that the PC 605 was not residing in his house No.3-5-78 at Azmathpura, Karimnagar and therefore, the SI of Police, Karimnagar, I-town could not serve the memo for charge on Aizaz Ali Khan, PC 605. the individual did not join duty in Karimnagar District from 24-4-2001 onwards till he attained the age of superannuation i.e. 30-6-2006 and he continued to remain absent from duties unauthorisedly without leave or permission for more than five years. Hence, retirement orders were not issued from their office due to the individual continuous absence from duties from 24-4-2001 onwards. However, the charged officer, acknowledged the memo of charge on 14-5-2007 and submitted his written statement of defence on 01-11-2007 stating that he admitted the charge and requested that OE may not be ordered and dispose the charge against him under rule 20(5) (2) of APCS (CC&A) Rules, 1991 and drop further action in the charge on humanitarian grounds in view of his attaining the age of superannuation.

2. As per Rule-9 (2) (a) of A.P. Revision pension Rules, 1980, the powers to pass orders in respect of retired employees vests only with the Government. Hence, the Director General of Police, AP, Hyderabad has forwarded the O.E. PR to the Government for taking further necessary action.

3, After careful examination of the entire matter, with the records made available Government have provisionally decided to impose the punishment of 5% (five percent) cut in pension for three years, duly treating the absent period from 24-2-2001 to the date of his superannuation i.e., 30-6-2006 as not on duty, and accordingly show cause notice was issued to Sri. Aizaz Ali Khan PC.605 (Retd.) of Karimnagar District, through DGP, A.P., Hyderabad, in the reference 2<sup>nd</sup> read above, duly calling the explanation of the individual on provisional decision of the Government.

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4. In the reference 3<sup>rd</sup> read above, the DGP. A.P., Hyderabad has forwarded the explanation of the individual. After careful examination of the explanation of the individual, Government have decided to confirm the penalty of 5% (five percent) cut in pension for three years against Sri. Aizaz Ali Khan PC.605 (Retd.) of Karimnagar District, as per Rule-9 (2) (a) of A.P. Revision pension Rules, 1980, as the APPSC have agreed with the proposal of the Govt. in their letter 4<sup>th</sup> read above.

5. Government, therefore, hereby impose the penalty of withholding of 5% (five percent) pension for three years, duly treating the absent period from 24-2-2001 to 30-6-2006 as not on duty, on Sri. Aizaz Ali Khan PC.605 (Retd.) of Karimnagar District. A copy of the reference 4<sup>th</sup> read above is communicated herewith to the individual concerned as per Rule 23 of APCS (CC&A) Rules, 1991.

6. The Director General of Police, A.P., Hyderabad, is requested to take necessary follow up action in the matter accordingly. The original O.E. records, received in the reference 1<sup>st</sup> read above, are herewith returned to the Director General of Police, A.P., Hyderabad, and he is requested to acknowledge the receipt of the same to Government.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

P.GAUTAM KUMAR  
PRINCIPAL SECRETARY TO GOVERNMENT

To

The Director General of Police, A.P., Hyderabad (with records)

The individual concerned through D.G.P., Hyderabad(w.e.)

Copy to:

The Secretary, APPSC, Nampally, Hyderabad. for information and record.

The Accountant General of Andhra Pradesh, Hyderabad.

The Director of Treasuries & Accounts, A.P., Hyderabad.

The Superintendent of Police, Karimnagar District.

SF/SC

// FORWARDED:: BY ORDER //

SECTION OFFICER